



1Fw RCE

PTO/SB/30 (04-05)
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Request for Continued Examination (RCE) Transmittal

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	09/750,410
Filing Date	December 28, 2000
First Named Inventor	Gloria C. Li et al.
Art Unit	1635
Examiner Name	Jane Zara
Attorney Docket Number	55672-A-PCT-US/JPW/BJA

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).
- a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- ii. ☐ Other _____
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/ Declaration(s)
- iii. ☒ Information Disclosure Statement (IDS)
- iv. ☒ Other **Copy of a signed Terminal Disclaimer**

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☒ Other Petition for Four-Month Extension of Time

3. Fees

- The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
- The Director is hereby authorized to charge the following fees, any underpayment of fees, or credit any overpayments, to Deposit Account No. 03-3125
- a. ☒
- i. ☐ RCE fee required under 37 CFR 1.17(e)
- ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)
- iii. ☐ Other _____
- b. ☒ Check in the amount of \$ 1,340.00 enclosed **(RCE fee of \$405.00; Four-Month Extension of Time fee of \$865.00; and Terminal Disclaimer fee of \$70.00)**
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED			
Signature		Date	July 9, 2009
Name (Print/Type)	John P. White	Registration No.	28,678

CERTIFICATE OF MAILING OR TRANSMISSION	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.	
Signature	
Name (Print/Type)	John P. White (Reg. No. 28,678)
Date	July 9, 2009

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

07/14/2009 CCHAU1 00000065 09750410

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Docket No. 55672-A-PCT-US/JPW/BJA

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Gloria C. Li et al.
Serial No. : 09/750,410 Examiner: Jane Zara
Filed : December 28, 2000 Group Art Unit: 1635
For : USES OF DNA-PK

Mail Stop RCE
COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

Date: July 9, 2009

Sir:

Transmitted herewith is an amendment to the above-identified application.

- ☒ : Small entity status of this application under 37 C.F.R. §1.9 and §1.27 has been previously established.
- ☐ : A verified statement to establish small entity status under 37 C.F.R. §1.9 and §1.27 is enclosed.
- ☐ : No additional fee is required.

The filing fee is calculated as follows:

	Number after Amend-ment	Highest Number Previously Paid For ¹	Number of Extra Claims Presented	RATE			FEE	
				Small Entity	Other Entity		Small Entity	Other Entity
Total Claims	3 -	* 26 =	*** 0 X	\$26	\$52	=	0	
Indepen- -dent Claims	1 -	** 4 =	*** 0 X	\$110	\$220	=	0	
Multiple Dependent Claim(s) Presented For First Time <u> </u> Yes <u>X</u> No				\$195	\$390	=	0	
				TOTAL ADDITIONAL FEE			\$0	

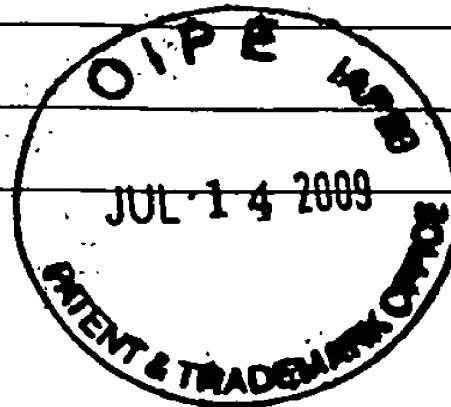
¹ The "HIGHEST NUMBER PREVIOUSLY PAID FOR" (Total or Independent) is the highest of the "NUMBER AFTER AMENDMENT" in any prior amendment or the number of claims originally filed.
* If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 20, write "20" in this space.
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*** If the difference between the "NUMBER AFTER AMENDMENT" and the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than "0", write "0".

Applicant(s): Gloria C. Li et al.

Serial No. : 09/750,410

Filed : December 28, 2000

Amendment Transmittal Letter
Page 2



The following are also enclosed:

 One additional copy of this Amendment Transmittal Letter

 X Return Receipt Postcard

 X An Information Disclosure Statement, including Form PTO-1449

(Copies of citations included: Yes X No)

and a fee of \$ included)

 X A Petition for an Extension of Time, including a fee of
\$ 865.00 for a Petition for 4 Month(s) Extension of Time

 X Other (identify): RCE fee of \$405.00; RCE transmittal letter; Terminal
 Disclaimer fee of \$70.00; and a copy of a signed Terminal
 Disclaimer

THE TOTAL FEE DUE IS \$ 1,340.00 .

 X A check in the amount of \$ 1,340.00 is enclosed.

 Please charge Deposit Account No. in the amount of
\$.

 X The Commissioner is hereby authorized to charge any additional fees
required or credit any overpayment to Deposit Account No. 03-3125
as follows:

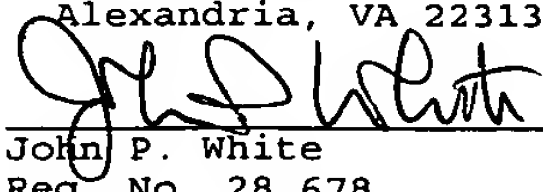
 X Fees under 37 C.F.R. §1.16 for the presentation of extra claims
 X Patent application processing fees under 37 C.F.R. §1.17

Respectfully submitted,

John P. White
Registration No. 28,678
Attorney for Applicant(s)
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I hereby certify that this
correspondence is being deposited this
date with the U.S. Postal Service with
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 7/9/09
John P. White Date
Reg. No. 28,678